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AT SEATTLE
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BY

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,) CASE NO. MJ 12-379
)
Plaintiff,)
)
v.) DETENTION ORDER
)
MALLORY GHOLSON,)
)
Defendant.)
_____)

Offense charged: Felon in Possession of a Firearm

Date of Detention Hearing: July 25, 2012.

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the safety of other persons and the community, and the appearance of defendant as required.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

1. Defendant has a lengthy criminal record. It includes convictions for felony burglary, and for felony possession of a controlled substance; convictions (not

01 specified if felonies or misdemeanors) for another possession of controlled
02 substance, assault in 4th degree; and misdemeanor convictions for battery,
03 threatening crime with intent to terrorize, possession of ammunition by a felon,
04 violation of a domestic violence order, and disorderly conduct. He also has
05 at least four probation violations, and three failures to appear. Pending is a
06 warrant from the U.S. District Court for the E.D. California.

07 2. In a prior incident, he ran from a municipal court in California when the court
08 required him to submit to a breath test.

09 3. ATF agents contacted him about these charges at the motel where he lives, and
10 asked him to turn himself in. He refused, and barricaded himself in the motel.
11 When the SWAT team was summoned, he decided to surrender.

12 4. He admits he has used marijuana, cocaine, methamphetamine, heroin, all at
13 various times in 2012. But he denies current use of any controlled substance.

14 5. He is unemployed. He claims his last employment was for "Labor Ready" in
15 2009, but was shot in the back that year and was unable to work after that.

16 6. He has no family ties, but proposes to live with his "best friend."

17 7. There does not appear to be any condition or combination of conditions that
18 will reasonably assure the defendant's appearance at future Court hearings.

19 It is therefore ORDERED:

20 1. Defendant shall be detained pending trial and committed to the custody of the
21 Attorney General for confinement in a correction facility separate, to the extent
22 practicable, from persons awaiting or serving sentences or being held in custody

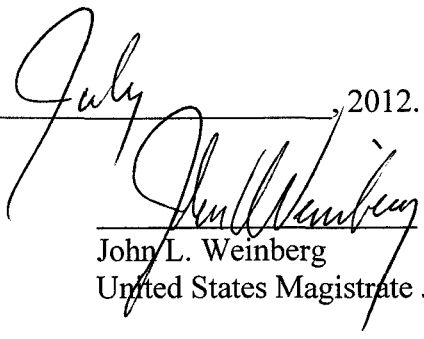
01 pending appeal;

02 2. Defendant shall be afforded reasonable opportunity for private consultation with
03 counsel;

04 3. On order of the United States or on request of an attorney for the Government, the
05 person in charge of the corrections facility in which defendant is confined shall deliver
06 the defendant to a United States Marshal for the purpose of an appearance in
07 connection with a court proceeding; and

08 4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel
09 for the defendant, to the United States Marshal, and to the United State Pretrial
10 Services Officer.

11 DATED this 25 day of July, 2012.

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13 John L. Weinberg
14 United States Magistrate Judge
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